


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION

This 28 day of May 2014.

BRIAN D. LEWIS and STEPHANIE  
LEWIS,

Plaintiffs,

  
B. AVANT EDENFIELD, JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA

v. 4:14-cv-27

AXENS NORTH AMERICA, INC.;  
BASF CATALYSTS, LLC.; BASF  
CORPORATION; and NATIONAL  
BULK EQUIPMENT,

Defendants.

**ORDER**

Defendant National Bulk Equipment, Inc. ("National Bulk") moves for partial judgment on the pleadings as to the claim of Plaintiff Bryan Lewis. ECF No. 5. National Bulk contends that a two-year statute of limitations bars Mr. Lewis's claim. *Id.* Plaintiffs agree that Mr. Lewis's claims are untimely under Georgia law. ECF No. 13 at 1-2. Plaintiffs request in their response that National Bulk remain a party to the suit because of Mrs. Lewis's potential claims against them. *Id.* National Bulk, for its part, has only requested the dismissal of the claims on which the parties agree. ECF No. 5 at 1. Therefore, Mr. Lewis's claims against National Bulk are **DISMISSED** as time-barred. Mrs. Lewis's claims for loss of consortium may proceed.